

Counsel on Following Page

*\*E-FILED - 10/20/09\**

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

Santiago Hernandez, et al.,  
individually, on behalf of all others  
similarly situated, and on behalf of the  
general public

Plaintiffs,

vs.

United Auto Credit Corporation, and  
DOES 1-50, inclusive,

Defendants.

**Case No. C08 03404 RMW/PVT**

**STIPULATION AND [XXXXXXXXXX]  
ORDER TO SHORTEN TIME FOR  
HEARING AND BRIEFING  
SCHEDULE REGARDING  
DEFENDANT'S RULE 56(F)  
MOTION**

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By stipulation and agreement of the parties, and for purposes of the efficiency of holding the hearings of all pending motions on the same date, September 11, 2009, the parties hereby stipulate that the hearing on Defendant's Motion, Pursuant to Rule 56(f) For Denial Of, Or In The Alternative, Continuance Of Plaintiffs' Motion For Partial Summary Judgment, be rescheduled for September 11, 2009 (instead of the previously scheduled September 25, 2009) so that the hearing date matches that of Defendant's Motion to Decertify the Conditional FLSA Class, Plaintiffs' Motion for Partial Summary Judgment and Plaintiffs' Motion For Leave To File Second Amended Complaint.

The parties further stipulate to a shortened briefing schedule as to Defendant's Motion, Pursuant To Rule 56(f) For Denial Of, Or In The Alternative, Continuance Of Plaintiffs' Motion for Partial Summary Judgment as follows: Plaintiffs' opposition brief shall be due on September 1, 2009 and Defendant's reply brief shall be due by 10 a.m. on September 8, 2009.

Dated: August 27, 2009

NICHOLS KASTER, LLP  
Attorneys for Plaintiffs

By: /s/ Matthew C. Helland  
Matthew C. Helland

LITTLER MENDELSON  
Attorneys for Defendant

By: /s/ D. Chad Anderton  
D. Chad Anderton

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: 10/20/09

Ronald M. Whyte  
Hon. Ronald M. Whyte  
United States District Court Judge

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